

BURR RIDGE VILLAGE CODE

CHAPTER 42

UNLAWFUL USE OF WEAPONS

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Sec. 42.01.

Unlawful use of weapons

A person commits the offense of unlawful use of weapons when he knowingly:

- (a) Sells, manufactures, purchases or carries any bludgeon, blackjack, slung-shot, sand-club, sand-bag, metal knuckles, throwing star or any knife, commonly referred to as a switchblade knife, which has a blade that opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife; or
- (b) Carries on or about his person or in any vehicle, a tear gas gun projector or bomb or any object containing noxious liquid gas or substance, other than an object containing a nonlethal noxious liquid gas or substance designed solely for personal defense carried by a person eighteen (18) years of age or older; or
- (c) Carries or possesses in any vehicle or concealed on or about his person except when on his land or in his own abode or fixed place of business any pistol, revolver, stun gun or taser or other firearm; or
- (d) Carries or possesses on or about his person, upon any public street, alley, or other public lands within the corporate limits of the Village of Burr Ridge, except when an invitee thereon or therein, for the purpose of the display of such weapon or the lawful commerce in weapons, or except when on his own abode or fixed place of business, or except when transporting such weapon in a broken down non-functioning state, any pistol, revolver, stun gun or taser or other firearm; or
- (e) Fires or discharges any pistol, revolver, stun gun, taser, air gun, spring gun or other firearm within the corporate limits of the Village of Burr Ridge, except in properly regulated shooting galleries or on any private grounds or residence where the projectile fired or discharged will not transverse any space not owned by the person, persons or firm owning the property, grounds or residence where such weapons are used and a proper backstop to contain the projectile is used and where the noise attendant thereon will not disturb the peace; provided that this Section shall not be construed to prohibit any officer of the law to discharge a firearm in the performance of his duty.

A "stun gun" or "taser", as used in this Section, means any device which is powered by electrical charging units, such as batteries, and which fires one or several barbs attached to a length of wire and which, upon hitting a human, can send out a current capable of disrupting the person's nervous system in such a manner as to render him incapable of normal functioning, or any device which is powered by electrical charging units, such as batteries, and which, upon contact with a human or clothing worn by a human, can send out a current capable of disrupting the person's nervous system in such a manner as to render him incapable of normal functioning.

Sec. 42.02.

Exemptions

Subsections 42.01(b), (c), (d), and (e) of this Chapter do not apply to or affect any person who is exempt from these provisions as provided for in Chapter 38, Section 24-2 of the Illinois Revised Statutes, and as it may be amended from time to time.

Sec. 42.03.

Confiscation

In addition to all other penalties, weapons used or possessed in violation of this Ordinance shall be forfeited to and confiscated by the Village.

Sec. 42.04.

Penalty

Any person violating any provision of this Ordinance shall be fined not less than \$50.00 nor more than \$750.00 for each offense. (Amended by A-586-1-96)

Sec. 42.05.

Prosecution

In the event that any person commits any offense listed in this Chapter 42, and said offense is also an offense under the Illinois Revised Statutes, and because of prior convictions against said person under State law, said offense would be prosecuted as a felony if brought under the State law, said person shall not be charged and prosecuted under his Chapter, but shall be charged and prosecuted under the applicable State law.